

Message

From: Sixkiller, Casey [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E6726ED0E0B34FC3BE9FF16E2CC130EE-SIXKILLER,]
Sent: 7/29/2022 8:10:09 PM
To: R10-ORA [R10-ORA@epa.gov]; Li, Beverly [Li.Beverly@epa.gov]; Viswanathan, Krishna [Viswanathan.Krishna@epa.gov]; Kowalski, Edward [Kowalski.Edward@epa.gov]
Subject: FW: 60-day Notice of Intent to File Clean Air Act Citizen Suit, Fairbanks, Alaska PM-2.5
Attachments: FNSB Serious SIP 60 day notice letter, 7-29-2022.pdf

From: Sarah Saunders <ssaunders@earthjustice.org>
Sent: Friday, July 29, 2022 12:29 PM
To: Sixkiller, Casey <Sixkiller.Casey@epa.gov>
Cc: jlieb@earthjustice.org
Subject: FW: 60-day Notice of Intent to File Clean Air Act Citizen Suit, Fairbanks, Alaska PM-2.5

Dear Regional Administrator Sixkiller,

Attached is a letter we sent to Administrator Regan earlier. We intended to send a courtesy copy to you as well, and inadvertently used an incorrect email address.

Thank you,
Sarah Saunders

From: Sarah Saunders
Sent: Friday, July 29, 2022 11:20 AM
To: Regan.Michael@epa.gov
Cc: Casey.Sixkiller@epa.gov; Jeremy Lieb <jlieb@earthjustice.org>
Subject: 60-day Notice of Intent to File Clean Air Act Citizen Suit, Fairbanks, Alaska PM-2.5

Dear Administrator Regan,

Please find the attached letter giving notice pursuant to 42 U.S.C. § 7604(b)(2) and 40 C.F.R. Pt. 54 of intent to commence a civil action against you, as Administrator of the U.S. Environmental Protection Agency, for failing to perform a nondiscretionary duty under the Clean Air Act As further specified below, you have failed to carry out your nondiscretionary duty under Section 110(k) of the Act.¹ You have yet to fully approve or disapprove the State of Alaska's proposed amendments to its state implementation plan ("SIP") for the Fairbanks North Star Borough ("Fairbanks" or the "Borough"), which EPA has designated as a 2006 24-hour fine particulate matter "Serious" nonattainment area.

Earthjustice is sending this notice to you on behalf of Citizens for Clean Air (CCA)—a project of Alaska Community Action on Toxics (ACAT), and the Sierra Club. CCA is a coalition of local community members and citizens' groups in Fairbanks, Alaska who are committed to cleaning up the air while keeping everyone warm in the winter. ACAT is a non-profit environmental health research and advocacy organization whose mission is to assure justice by advocating for environmental and community health. The Sierra Club is America's largest and most influential grassroots environmental organization, with more than 2.1 million members and supporters nationwide including in Fairbanks, Alaska.

A copy of the letter is also being sent to you, postmarked today, via certified mail.

If you have any questions about the notice letter or would like to discuss resolution of this issue short of litigation, please do not hesitate to contact Jeremy Lieb at 907-792-7104 or jl Lieb@earthjustice.org.

Thank you,
Sarah Saunders

Sarah Saunders
(she/her/hers)
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